IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF OKLAHOMA

1) NORTHUMBERLAND COUNTY RETIREMENT SYSTEM and 2) OKLAHOMA LAW ENFORCEMENT RETIREMENT SYSTEM, Individually and On Behalf of All Others Similarly Situated, Plaintiffs,	Civil Action No. 11-cv-00520-D CLASS ACTION
vs.	
1) GMX RESOURCES INC., 2) KEN L. KENWORTHY, JR., 3) JAMES A. MERRILL, 4) JEFFERIES & COMPANY, INC., 5) HOWARD WEIL INCORPORATED, 6) MORGAN KEEGAN & COMPANY, INC., 7) CAPITAL ONE SOUTHCOAST, INC., 8) COLLINS STEWART LLC, 9) PRITCHARD CAPITAL PARTNERS, LLC, 10) TUDOR, PICKERING, HOLT & CO. SECURITIES, INC., 11) MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED, 12) BBVA SECURITIES INC., 13) FORTIS SECURITIES LLC, 14) WEDBUSH MORGAN SECURITIES INC., 15) CREDIT SUISSE SECURITIES (USA) LLC and 16) SMITH CARNEY & CO., P.C.,	
Defendants.	

NORTHUMBERLAND COUNTY RETIREMENT SYSTEM AND OKLAHOMA LAW ENFORCEMENT RETIREMENT SYSTEM'S MOTION FOR APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF LEAD PLAINTIFF'S SELECTION OF COUNSEL

PLEASE TAKE NOTICE that Northumberland County Retirement System ("Northumberland") and Oklahoma Law Enforcement Retirement System ("OLERS") (collectively, "Northumberland-OLERS"), will hereby move this Court, on a date and at such time as may be designated by the Court, for an Order (i) appointing Northumberland-OLERS as Lead Plaintiff pursuant to the Private Securities Litigation Reform Act of 1995 (the "PSLRA"), 77z-1(a)(3)(B); (ii) approving their selection of Kessler Topaz Meltzer & Check, LLP and Nix Patterson & Roach, LLP as Co-Lead Counsel; and (iii) approving their selection of Nelson, Roselius, Terry & Morton as Liaison Counsel.

In support of this Motion, Northumberland-OLERS submit herewith a Brief and the Declaration of Jason E. Roselius.

Dated: February 3, 2012 Respectfully submitted,

> NELSON, ROSELIUS, **TERRY & MORTON**

<u>/s/ Jason E. Roseliu</u>s

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Counsel for Northumberland-OLERS and Proposed co-Lead Counsel

CERTIFICATE OF SERVICE

I hereby certify that on February 3, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following ECF registrants:

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I certify that on the 3rd day of February, 2012, I served the attached document by US Postal Service, First Class Delivery, on the following, who are not registered participants of the ECF System:

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/s/ Jason E. Roselius